(c) by when the envisaged target of 5 per cent of workforce mentioned in the Disabilities (Equal Opportunities Protection of Rights and Full Participation) Act, 1995 is likely to be a achieved?

THE MINISTER OF STATE OF THE MINISTRY OF LABOUR AND EMPLOYMENT (SHRI OSCAR FERNANDES): (a) and (b) As per the survey conducted by National Centre for Promotion of Employment for Disabled People (NCPEDP) in 1999 with a sample size of 100 top companies in India, out of which 70 companies responded, percentage of disabled employees in the respondent companies is 0.4. An outlay of Rs.1800 crore has been made during Eleventh Five Year Plan for the scheme of giving incentives to employers, for providing employment to 1 lakh persons with disabilities per annum in the private sector appointed on or after 01.04.2008.

(c) As per the Section 41 of the Persons with Disabilities Act, 1995, the appropriate Governments and local authorities, within the limits of their economic capacity and development, are expected to provide incentives to employers both in public and private sectors to ensure that at least five per cent of their work force is composed of persons with disabilities.

Implementation of welfare acts concerning building and other construction workers

3203. SHRI RAMACHANDRA KHUNTIA: Will the Minister of LABOUR AND EMPLOYMENT be pleased to state:

(a) whether Building and Other Construction Workers (Service Condition) Act, 1996 and Welfare Cess Act, 1996 have already been implemented in all States; and

(b) if so, the details thereof?

THE MINISTER OF STATE OF THE MINISTRY OF LABOUR AND EMPLOYMENT (SHRI OSCAR FERNANDES): (a) and (b) As per information received from the State Governments, the status of implementation of the Building and Other Construction Workers (Regulation of Employment and Conditions of Service) Act, 1996 and the Building and Other Construction Workers Welfare Cess Act, 1996 in the States/Union Territories, is enclosed as Statement. (*See* below)

Statement

Status of implementation of the Building and Other Construction Workers (Regulation of Employment and Conditions of Service) Act, 1996 and Building and Other Construction Workers Welfare Cess Act, 1996

1.	Andhra Pradesh	State Welfare Board has been constituted on 30.4.2007. State Advisory Committee has been constituted on 16.6.07. Cess Collector, Assessing Officer, and Appellate Authorities under the Cess Rules have been notified on 25-8-99. Rules under the Act notified on 26.6.07. Cess is being collected
2.	Arunachal Pradesh	Rules under the Act have been notified on 1.5.2007. State Welfare Board has been constituted on 15.5.2005.

		State Advisory Committee has been constituted on 5.7.2005. Authorities under the main Act and Cess Act have been notified on 12.9.2007. Cess is being collected.
3.	Assam	Welfare Board has been constituted on 12.2.2008. Implementing authorities notified on 12.2.2008. Drafting of Rules are under process. State Advisory Committee has been constituted on 12.2.2008.
4.	Bihar	Rules have been finalized and notified on 7.9.2005. State Welfare Board has not been constituted. State Advisory committee has not been constituted. Implementing/cess collecting Authorities notified on 8.06.2006.
5.	Goa	Rules under the Act have been framed but under the process of finalization. State Welfare Board has been constituted on 19.12.2004. The Expert Committee has been constituted. State Advisory Committee has been constituted.
6.	Gujarat	State rules have been framed and Notified on 18.8.2005 Welfare Board has been constituted 18.12.2004. State Advisory Committee has been constituted. Enrolment of workers has already been started as well as collection of cess has commenced,/authorities notified, under the Act on 3.1.05. The Act is being implemented.
7.	Haryana	Haryana Building and Other Construction Workers (RECS) Rules have been notified on 29.03.2005. State Welfare Board has been constituted on 2.11.2006. State Advisory Committee has been constituted on 9.4.2007. Authorities have been notified. Enrolment of workers as well as collection of cess has been started and the Act is being implemented.
8.	Himachal Pradesh	Rules under the Act have not been framed. State Welfare Board has not been constituted. The Expert Committee has been constituted under the chairmanship of Labour commissioner. State Advisory Committee has not been constituted.
9.	J & K	Rules under the Act have been notified on 17.7.06. State Welfare Board has been constituted on 31.7.07. State Advisory committee has not been constituted. Authorities have been notified.
10.	Karnataka	Rules under the Act have been framed and notified on 1.11.2006.

		State Welfare Board has been constituted on 18.01.2007. Implementing Authorities under the Act notified on 16.7.2007. State Advisory Committee has not been constituted. The Act is being implemented. Cess is being collected, registration of workers has been started and four welfare schemes are being implemented.
11.	Kerala	Rules under the Act have been framed and notified on 14.08.1998. State Welfare Board has been constituted. Authorities under the Act notified on 12.3.1999 State Advisory Committee has not been constituted (The State Government had enacted the Kerala Construction Workers' Welfare fund Act, 1989 and transferred it to the Kerala Building and Other construction Workers' Welfare Board).
12.	Madhya Pradesh	State Advisory Committee has not been constituted The State Rules under the Act have been formulated and notified on 1.1.2003. Madhya Pradesh Building & Other Construction Workers Welfare Board has been constituted and notified on 10.4.2003. Authorities under the Act notified on 2.3.2001. The Act is being implemented.
13.	Maharashtra	State rules under the Act have been notified on 5.2.07. State Advisory Committee has been constituted on 24.8.07. Expert Committee has been constituted. Registering Officer, Appellate Authority, Inspectors under the Act have not been notified. Welfare Board has been constituted on 4.8.2007.
14.	Manipur	Rules under the Act have not been framed. State Welfare Board has not been constituted. The Expert Committee has been constituted. State Advisory Committee has not been constituted.
15.	Meghalaya	Rules under process of framing. State Welfare Board has not been constituted and finalized the Draft Rules. The Expert Committee has been constituted. State Advisory Committee has not been constituted.
16.	Mizoram	Rules under the Act have not been framed. State Welfare Board has not been constituted. The Expert Committee has not been constituted. State Advisory Committee has not been constituted.
17.	Orissa	Rules have been framed and notified on 2.8.2002.

		The Building and other Construction Workers Welfare Cess (Central) Rules 1998 have been adopted. Welfare Board has been constituted/re-constituted on 14.1.08. State advisory committee has not been constituted.
18.	Punjab	The State Advisory Committee has been constituted on 7.12.99. Expert Committee has been constituted. Rules under the act have not been notified. The Punjab Building and other construction Workers Board constituted *vide* State Government Notification No. S.O./ 20 CA 27/96/S-18/2002 dated 29.5.2002. Authorities under the Act have not been notified.
19.	Rajasthan	Rules under the Act have been finalized. State Welfare Board has not been constituted. State Advisory Committee has been constituted on 16.12.1999. Authorities under the Act not notified.
20.	Tamil Nadu	The State Government of Tamil Nadu informed in 1999 that the State Government is implementing Tamil Nadu Construction Workers Welfare Scheme 1994 framed under the Tamil Nadu Manual Workers (Regulation of Employment and Conditions of Service) Act, 1992. According to them, the scheme is more beneficial than the Central Act and has decided to continue the scheme, which is already in operation and the matter will be reviewed after two years. On detailed examination of the Scheme being implemented under State Act, it is observed that though the scheme provides welfare measures to the construction workers but it does not provide health and safety measures to the workers as available under the Central Act. The State Government has, therefore, been advised to review the matter and implement the Central Act. Rules under the Act notified on 6.12.2006. The State Advisory Committee has been constituted.
21.	Tripura	Rules under the Act have been framed and notified on 26.8.2002. State Welfare Board has been constituted on 20.1.2007. State Advisory Committee has been constituted on 27.1.2005. Authorities notified on 8.2.2007. Cess is being collected and workers are being registered.
22.	Uttar Pradesh	Rules under the Act have been finalized. State Welfare Board has not been constituted. State Advisory Committee has not been constituted. Authorities under the Act notified.

23.	Uttaranchal	Uttaranchal Building and other Construction Workers (RECS) Rules 2005 have been framed and Notified of 28.06.2005. Welfare Board has been constituted. State Advisory Committee has been constituted. Expert Committee has been constituted.
24.	West Bengal	West Bengal Building and Other Construction Workers (RECS) Rules 2004 have been finalized and notified on 5.10.2004. Welfare Board has been constituted on 20.9.2005. State Advisory Committee has been constituted. Expert Committee has been constituted. Enrolment of workers has already been started in February 2006, the collection of cess has also started.
25.	A & N Islands	Andaman & Nicobar Islands Building & Other Construction Workers (RECS) Rules, 2003 have been framed and Notified. Welfare Board has not been constituted. State Advisory Committee has been constituted. Expert Committee has been constituted.
26.	Daman, Diu & Dadra Nagar Haveli	Rules under the Act have been framed in 2003. State Welfare Board has been constituted. State Advisory Committee has been constituted.
27.	Delhi	Rules have been notified on 10.1.2002. Authorities have been notified under the Act. Welfare Board has been constituted, Cess is being collected and registration of workers has been started. The Act is being implemented.
28.	Puducherry	Rules under the Act have been framed and notified on 28.8.2001. Authorities have been notified under the Act. Welfare Board has been constituted. The Act is being implemented.
29.	Jharkhand	Rules under the Act are under finalization. Authorities have not been notified under the Act. Welfare Board has not been constituted. State Advisory Committee has not been constituted.
30.	Sikkim	State Rules are being framed.
31.	Lakshadweep	Committee constituted to make recommendations on implementation of the Act.
32.	Chhattisgarh	State Advisory Committee has been constituted on 4.6.2003. Rules under the Act not notified.

		Welfare Board has not been constituted. Implementing Authorities have not been notified.
33.	Chandigarh	The State Advisory Committee is being constituted. The Welfare Board is under process of Constitution.

Policy to prevent brain drain

†3204. SHRI JAI PARKASH AGGARWAL: Will the Minister of LABOUR AND EMPLOYMENT be pleased to state:

(a) whether Central Government has taken or proposes to take any steps to formulate an appropriate and effective policy in order to prevent brain drain which is constantly taking place in different sectors;

(b) if so, the details thereof as on date; and

(c) if not, the reasons therefor?

THE MINISTER OF STATE OF THE MINISTRY OF LABOUR AND EMPLOYMENT (SHRI OSCAR FERNANDES): (a) to (c) in view of global nature of scientific enterprise, the Government is of the view that scientific mobility should not be disturbed. The scientists move overseas in view of better opportunities available for higher education and employment in the emerging area of Science and Technology. Increasing opportunities in India have attracted many scientists to return to India particularly in some of the high-tech areas like IT. Availability of Indian diaspora overseas has also been of great help in undertaking joint research projects/ventures in the country. Government has taken a number of initiatives and measures in order to improve the working conditions of scientists to encourge their retention/ return in the country.

Vocational and productivity training to rescued child labourers

3205. SHRI SANJAY RAUT: Will the Minister of LABOUR AND EMPLOYMENT be pleased to state:

(a) the details of the steps taken by Government for providing vocational and productivity training to the rescued child labourers during the last three years; and

(b) the number of child labourers benefited during this period, particularly in Maharashtra State?

THE MINISTER OF STATE OF THE MINISTRY OF LABOUR AND EMPLOYMENT (SHRI OSCAR FERNANDES): (a) Government is implementing the National Child Labour Projects (NCLP) Scheme in 250 districts of 20 States of the country. Under the Scheme, children working in identified hazardous occupations and processes are withdrawn from work and put in Special Schools where they are provided with vocational training, accelerated bridging education, nutrition, stipend and healthcare facilities etc. In addition, another project, namely INDUS Child Labour Project is being implemented in collaboration with the US Department of Labour since 2004 in 21 Districts of the country. Under the project, vocational training is also being provided to the adolescents in the age group of 14-17 years.

†Original notice of the question was received in Hindi.